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To: U.S.P.T.O.

Date: April 5, 2004

Attention: Examiner Landsman

Re: Appl. No. 09/518,190; Filed March 2, 2000

For: Expression System for the Secretion
of Intracellular Proteins

From: Lawrence B. Bugaisky (Reg. No. 35,086)

Inventors: Hesketh *et al.*

Pages (including cover sheet):

Your Reference: 09/518,190

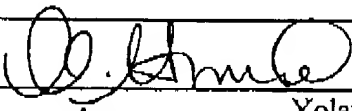
Fax No: (703) 872-9306

Our Reference: 0623.820001/LBB/JAH

Message

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following SKGF Cover Letter, Fee Transmittal, Amendment and Reply Under § 1.111, Petition For Extension of Time Under 37 C.F.R. § 1.136(a)(1) and PTO-2038 Credit Card Payment Form facsimile transmitted to the U.S. Patent and Trademark Office on this, the 5th day of April, 2004.


for Yolanda Harris

248319v1

If any portion of this transmission is not received clearly or in full,
contact us at 202.371.2600 or f 202.371.2540

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April 5, 2004

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INTERNET ADDRESS:

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Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Art Unit 1647

Re: U.S. Utility Patent Application
Application No. 09/518,190; Filed: March 2, 2000
For: Expression System for the Secretion of Intracellular Proteins
Inventors: Hesketh *et al.*
Our Ref: 0623.0820001/LBB/JAH

Sir:

Transmitted herewith for appropriate action are the following documents:

1. SKGF Cover Letter;
2. Fee Transmittal PTO/SB/17; ;
3. Petition for Extension of Time Under 37 C.F.R. Under 37 C.F.R. §136(a)(1);
4. Amendment and Reply Under 37 C.F.R. § 1.111; and
5. PTO-2038 Credit Card Payment Form for \$950.00 to cover Extension of Time fee;

In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents

April 5, 2004

Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Lawrence B. Bugaisky
Attorney for Applicants
Registration No. 35,086

LBB/ybh
248331v1

Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE
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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003, Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 950.00

Complete if Known

Application Number 09/518,190
Filing Date March 2, 2000
First Named Inventor Hesketh et al.
Examiner Name Landsman, Roberts
Art Unit 1647
Attorney Docket No. 0623.0820001/LBB/JAH

METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit card ☐ Money Order ☒ Other** ☐ None

☐ *Charge any deficiencies or credit any overpayments in Deposit Account: the fees to Deposit Acct. No. 19-0036

Deposit Account Number 19-0036
Deposit Account Name Sterne Kessler, Goldstein & Fox P.L.L.C.

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments

☐ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 365	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1) (\$)			

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	- 20 **	X	
Multiple Dependent	- 3 **	X	

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$)		

**or number previously paid, if greater; For Reissues, \$90 above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	2053 130	Non-English specification	
1812 2,520	2812 2,520	For filing a request for ex parte reexamination	
1804 920*	2804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	2805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	\$950.00
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	2451 1,510	Petition to Institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	2460 130	Petitions to the Commissioner	
1807 50	2807 50	Processing fee under 37 CFR 1.17(q)	
1808 180	2808 180	Submission of Information Disclosure Stmt	
8021 40	28021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	2802 900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 950.00

SUBMITTED BY

Name (Print/Type) Lawrence B. Bugaisky
Signature *Lawrence B. Bugaisky*
Registration No. 35.086
(Attorney/Agent)
Telephone (202) 371-2600
Date April 5, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

HESKETH *et al.*

Appl. No.: 09/518,190

Filed: March 2, 2000

For: **Expression System for the
Secretion of Intracellular Proteins**

Confirmation No.: 4790

Art Unit: 1647

Examiner: Landsman, Roberts

Atty. Docket: 0623.0820001/LBB/JAH

Petition for Extension of Time Under 37 C.F.R. § 1.136(a)(1)Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

It is hereby requested that the period for replying to the outstanding Office Action be extended three months from January 6, 2004 to April 6, 2004 by the filing of this Petition and fee payment.

The petition fee (37 C.F.R. § 1.17(a)) is believed to be \$950.00 for a three month extension for a large entity. Fee payment is provided in our accompanying PTO-2038 Credit Card Payment Form. However, if extensions of time under 37 C.F.R. § 1.136 other than those provided herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned.

- 2 -

Hesketh *et al.*
Appl. No. 08/518,190

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Lawrence B. Bugaisky
Attorney for Applicants
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Date: April 5, 2004

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